

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF INDIANA  
EVANSVILLE DIVISION

EVANSVILLE GREENWAY AND  
REMEDATION TRUST, a Qualified  
Settlement Fund,

Plaintiff,

vs.

SOUTHERN INDIANA GAS AND  
ELECTRIC COMPANY, INC., et al.,

Defendant,

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EVANSVILLE GREENWAY PRP  
GROUP,

Third-Party Plaintiff,

vs.

GENERAL WASTE PRODUCTS, et al.,

Third-Party Defendants.

3:07-cv-66-SEB-WGH

**ORDER DENYING PLAINTIFF’S MOTION FOR LEAVE TO FILE SURREPLY**

On April 12, 2010, Plaintiff, Evansville Greenway and Remediation Trust (“the Trust”), filed a Motion for Leave to File Surreply [Docket No. 784] to oppose the Motion for Summary Judgment filed by Third-Party Defendant Solar Sources, Inc., against Third-Party Plaintiff, Evansville Greenway PRP Group (“the PRP Group”). Initially, we note that Solar Source’s Motion for Summary Judgment addresses claims filed against it by the

PRP Group only and seeks no relief as to the Trust. Given the Trust's tangential relation to Solar Source's summary judgment motion and the fact that the PRP Group itself has not sought to file a surreply, we see no reason to allow the Trust to rehash arguments already addressed in the thorough briefing on these issues. Accordingly, we DENY Plaintiff's Motion for Leave to File Surreply.

IT IS SO ORDERED.

Date: 09/16/2010



SARAH EVANS BARKER, JUDGE  
United States District Court  
Southern District of Indiana

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